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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON

AT SEATTLE

PARLER LLC,

Plaintiff.

V.

AMAZON WEB SERVICES, INC.

Defendant

No. 2:21-cv-00031-BJR

**SUPPLEMENTAL
DECLARATION OF
JOHN MATZE**

MATZE SUPPLEMENTAL
DECLARATION - 1



David J. Groesbeck, P.S.
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1 The undersigned declares as follows:

2 1. I am the CEO at Parler LLC. I am over the age of 18 years and have
3 personal knowledge, and competence to testify if needed, of the matters set forth
4 herein through firsthand knowledge and review of corporate documents kept in the
5 ordinary course of business.

6 2. Parler does not have its own servers or the technical and security
7 expertise to host the Parler environment on its own. Nor is it feasible for Parler to
8 do so: Parler is not in the hardware or data center business. And therefore, Parler
9 does not currently have the hardware or data security infrastructure necessary to
10 create such a hosting environment. AWS is and has been aware of this, as we
11 contracted with them and relied on them for these services.

12 3. Indeed, the hardware necessary to host the Parler environment alone
13 would cost upwards of \$6 million, and it would take weeks just for the hardware to
14 arrive. Moreover, during exponential periods of growth, it is possible that the
15 server requirements and additional hardware could take at least twice that
16 amount of upfront investment, and twice the time to put the hardware in place and
17 create the new hosting environment. Simply put, it would not be possible for Parler
18 itself to acquire the necessary servers and related security infrastructure in a
19 commercially reasonable time frame.

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31 MATZE SUPPLEMENTAL
32 DECLARATION - 2



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1 4. Parler, moreover, does not own a datacenter and does not even own
 2 or lease a building that can host our environment. Purchasing property large
 3 enough to house the Parler environment—with enough redundant power supplies
 4 and internet access—also could not be accomplished in a commercially viable
 5 timeframe.

6 5. Beyond just the infrastructure, before AWS cut off our service, AWS
 7 was also providing our cyber security and other necessary services such as
 8 Distributed Denial-of-Service (DDoS) protection. Because of the publicity
 9 generated by AWS, vendors associated with Parler received Distributed Denial-of-
 10 Service (“DDoS”) attacks on such a large scale that our options for partnership
 11 were limited to just a few vendors—none of whom was willing to provide
 12 replacement service, especially on short notice.

13 6. During our discussions with AWS during the January 6-9 period,
 14 AWS initially communicated that something could be worked out to address AWS's
 15 concerns about enforcing community guidelines on our platform. But at the last
 16 minute, AWS even refused Parler's offer to use AWS's own artificial-intelligence
 17 (AI) system for Parler's community guideline enforcement. So as soon as we
 18 received notice from Amazon that nothing we could do would prevent AMW
 19 from terminating our service, Parler began trying to find an alternative host
 20 provider. Parler reached out to at least six extremely large potential providers—
 21 all of which refused to host Parler for one of two reasons.

22 31 MATZE SUPPLEMENTAL
 23 DECLARATION - 3



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1 First, either these potential providers were worried about another of what
2 appeared to be an AWS-facilitated DDoS attack, or they believed AWS's publicly
3 leaked allegations about Parler and refused to do business with us. Further, we
4 cannot name these service providers in a public court filing to avoid liability or
5 further ruin the potential for future collaborations.
6

7. AWS knew that Parler was moving to an AI-based system as early as
8 mid-December 2020 because of our conversations with AWS employees. Further,
9 AWS knew before they turned off our service that Parler's test of its own AI system
10 had been promising and had eliminated the existing backlog of compliance issues.
11

12 I declare under penalty of perjury that the foregoing is true and correct.
13

14 Executed on January 18, 2021 at [REDACTED].
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19 John Matze
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MATZE SUPPLEMENTAL
DECLARATION - 4



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